IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

CREE INC. : CIVIL ACTION

FILED

v.

MAR 1 7 2011

NO. 1:10-866

MICHAELE, KUNZ, Clerk Dep. Clerk

SEMILEDS CORPORATION, et al.

<u>ORDER</u>

AND NOW this 16th day of March, 2011, as discussed in today's scheduling conference, it is hereby ORDERED as follows:

- 1. Plaintiff's Motion for Leave to File a Second Amended Complaint (Doc. No. 15) is GRANTED. Defendants' bifurcation request is DENIED without prejudice.
- 2. Each Party may discover the emails of 20 of the opposing Party's custodians, including inventors, but must limit its email discovery to 50 search terms. Approximately half of Plaintiff's searches will combine "United States" with other search terms to discover Defendants' knowledge of sales of their products within the United States.
- 3. The Parties shall jointly submit by Wednesday, March 23, 2011 a proposed scheduling order that includes proposed dates for *Markman* proceedings.

IT IS SO ORDERED.

Paul S. Diamond, J.